

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO.</b> _____
<b>v.</b>	<b>:</b>	<b>DATE FILED:</b> _____
<b>ROBERT G. DIETZ</b>	<b>:</b>	<b>VIOLATIONS:</b>
		<b>18 U.S.C. § 2252(a)(4)(B)</b>
		<b>(possession of child pornography - 1 count)</b>
		<b>18 U.S.C. § 2252(a)(1), (b)(1)</b>
	<b>:</b>	<b>(transporting and shipping, and the attempted</b>
		<b>transporting and shipping, of child pornography -</b>
		<b>3 counts)</b>
	<b>:</b>	<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about July 2, 2004, in the Eastern District of Pennsylvania, defendant

**ROBERT G. DIETZ**

knowingly possessed approximately 72 images of child pornography, and other matter, namely computer hard drives, which contained visual depictions that had been shipped and transported in interstate and foreign commerce. The production of these visual depictions involved the use of minors engaging in sexually explicit conduct and the visual depictions were of minors engaging in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(4)(B).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about February 3, 2004, in the Eastern District of Pennsylvania, defendant

**ROBERT G. DIETZ**

knowingly transported and shipped in interstate commerce by computer visual depictions showing minors engaged in sexually explicit conduct and the producing of those visual depictions involved the use of minors engaged in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(1).

**COUNT THREE**

---

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about March 9, 2004, in the Eastern District of Pennsylvania, defendant

**ROBERT G. DIETZ**

knowingly transported and shipped in interstate commerce by computer visual depictions showing minors engaged in sexually explicit conduct and the producing of those visual depictions involved the use of minors engaged in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(1).

**COUNT FOUR**

---

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 10, 2004, in the Eastern District of Pennsylvania, defendant

**ROBERT G. DIETZ**

knowingly transported and shipped, and attempted to transport and ship, in interstate commerce by computer, visual depictions showing minors engaging in sexually explicit conduct and the producing of those visual depictions involved the use of minors engaged in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(1), (b)(1).

## **NOTICE OF FORFEITURE**

1. As a result of the violations of Title 18, United States Code, Sections 2252(a)(1), (b)(1), and 2252(a)(4)(B), set forth above, defendant

**ROBERT G. DIETZ**

shall forfeit to the United States of America the following:

- a. Any visual depiction described in 18 U.S.C. § 2252, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped, or received in violation of 18 U.S.C. § 2252;
- b. Any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such an offense; and
- c. Any property, real or personal, used or intended to be used to commit or to promote the commission of such offense, including but not limited to:
  - one Acer laptop, serial number 914ORO1X451414701671KOOO, containing images of child pornography;
  - one Cannon digital camera with case and additional memory card, serial number 5023734903, containing photographs that were sent to an undercover law enforcement officer during an internet conversation in which images of child pornography were also distributed;
  - one Gateway computer, serial number 0024190487, containing images of child pornography;
  - one Compaq IPAQ, serial number 4GG2BKVL1C383, containing images of child pornography;

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 2253(o), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 2253.

**A TRUE BILL:**

---

**GRAND JURY FOREPERSON**

---

**PATRICK L. MEEHAN**  
**UNITED STATES ATTORNEY**